**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**
CIVIL APPLICATION NO.67 OF 2005
IN
FAMILY COURT APPEAL NO.44 OF 2005

Kamal Pushkar Mehra, .. Appellant
vs
Manju Kamal Mehra, .. Respondent
Smt. Bhagyashri Jakhade, for the appellant.
Mr S.G.Mendon, for the respondent.

**CORAM : S.B.MHASE &**
**D.B.BHOSALE, JJ.**

**DATE : APRIL 04, 2005.**

**P.C.**

1. Heard the learned counsel for the parties.

2. This is an application for getting access of a female child Aishwarya which is in the custody of the respondent-wife. The female child is of 10 years and is studying in 4th standard in St.George School. It is reported that presently the examination of the child is going on and the examination will be over by 29th April, 2005. Even in the trial Court, the access has been granted. However, the access was granted in the presence of police at the police station. In fact, such a system of granting the access in the presence of police is not approved by us. Minor children shall not be taken as far as possible to the police station for whatever purpose. However, we find it appropriate to grant access of

the female minor child to the applicant-husband. During pendency of the trial before the Family Court, the access was granted from 11 am to 4 pm in the presence of the police. We, therefore, direct that the applicant husband will have access of a female minor child Aishwariya on every alternate Sunday from 10 am till 4 pm commencing from 1.5.2005. On Sundays, when the applicant-husband is to get access, the applicant husband will go to the house of the respondent-wife and collect the female child Aishwariya at 10 am and will return the child at 4 pm, that too, again going to the residence of the respondent-wife. At both these occasions, the applicant shall accompany the child till the child is handed over to her mother. It is equally directed that at both times, viz. 10 am in the morning and 4 pm in the afternoon, the wife shall remain in the house to give access and custody of the child so as to avoid any complaint against the applicant. The application is disposed of.

**(D.B.BHOSALE, J.)** **(S.B.MHASE, J.)**

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